



1 Judge. A hearing was set for April 29 and 30, 2013. On April 22, 2013, Respondent sent a letter  
2 to the Board's counsel that was received on April 23, 2013 "requesting that the hearing on April  
3 29<sup>th</sup> be cancelled. I do not wish to continue the hearing process. I realize that the board will  
4 continue there (sic) process." Respondent was contacted telephonically to confirm that he had in  
5 fact sent and signed that letter. As a result, the contested case hearing was cancelled.

6 Respondent has waived his right to a hearing and Respondent stands in default. The Board elects  
7 in this case to designate the record of proceeding to date, which consists of Respondent's file  
8 with the Board, to include all matters submitted by Respondent, as the record for purposes of  
9 proving a prima facie case, pursuant to ORS 183.417(4).

10 NOW THEREFORE, after considering the Board's file relating to this matter, the Board  
11 enters the following Order.

12 3.

13 FINDINGS OF FACT

14 Respondent's acts and conduct that constituted the unlicensed practice of psychology, to  
15 include representing himself as a psychologist by offering or rendering services included in the  
16 practice of psychology, and violated ORS 675.020(1)(a) and (b), ORS 675.070(1)(g) and ORS  
17 675.070(3)(b)(E) are more particularly described below:

18 3.1 Respondent has performed work for Child Adult Intervention Services (CAIS) as  
19 an independent contractor by contributing to assessment reports regarding convicted or alleged  
20 sexual offenders between January of 2009 and December of 2010. Respondent's name is listed  
21 as an "assessor" on a number of CAIS reports. Respondent states that his name appears on CAIS  
22 assessment reports because he performed the penile plethysmograph (PPG) on the subjects of  
23 these reports and "stated my opinion about risk level and possible interventions that may be  
24 effective in reducing risk to the community." The PPG is a psycho sexual test that is used to  
25 determine arousal level as the individual is exposed to suggestive pictures, audio or video.  
26 Respondent allowed his name to be included on CAIS assessment reports that included

1 psychological findings, diagnoses and recommendations as an assessor and provided his  
2 assessment based on the PPG.

3 3.2 On March 11, 2009 Respondent interviewed and tested an adult woman for a  
4 “Mental Health Assessment or Evaluation to help assess Ms. \_\_\_\_\_ mental capacity and stability  
5 to provide safe and reliable care to her children.” The testing instruments included an intake  
6 assessment, the Mini-Mental State Examination (MMSE), the Test of Non-verbal Intelligence  
7 (TONI-3), the Millon Clinical Multiaxial Inventory III (MCMI-III), and the Psychopathic  
8 Personality Inventory-Revised (PPI-R). In his assessment report Respondent interpreted the  
9 various tests, summarized the client’s personality profile, listed clinical concerns, assigned DSM  
10 IV-TR diagnoses to the client, and made treatment recommendations. Licensed psychologists  
11 administer and interpret these testing instruments during the course of their practice as  
12 psychologists.

13 3.3 On his professional vitae and other documents, Respondent had stated that he has  
14 a doctor of psychology from Hamilton University and has a Ph.D. These professional credentials  
15 were bogus. According to a letter sent to Respondent on August 5, 2011 by the Oregon Office of  
16 Degree Authorization, Hamilton University is a well-known degree mill and that a degree  
17 obtained from Hamilton cannot legally be used as a credential in Oregon. Before it moved  
18 offshore after a 60 Minutes expose, Hamilton University was located in a former motel site in  
19 Evanston, Wyoming.

20 4.

21 CONCLUSIONS OF LAW

22 The acts and conduct of Respondent described above constituted the unlicensed practice  
23 of psychology as well as representing himself as a psychologist by offering or rendering services  
24 included in the practice of psychology, in violation of ORS 675.020(1)(a) and (b), ORS  
25 675.070(1)(g) and ORS 675.070(3)(b)(E).

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ORDER

IT IS HEREBY ORDERED THAT George Robert Fleming, Respondent, pay a civil penalty of \$5,000 within 30 days from the date this order is signed by the Executive Director.

DATED this 17th day of May, 2013.

BOARD OF PSYCHOLOGIST EXAMINERS  
State of Oregon

Redacted  


Becky Eklund  
Interim Executive Director



1 assessment reports because he performed the penile plethysmograph (PPG) on the subjects of  
2 these reports and “stated my opinion about risk level and possible interventions that may be  
3 effective in reducing risk to the community.” The PPG is a psycho sexual test that is used to  
4 determine arousal level as the individual is exposed to suggestive pictures, audio or video.  
5 Respondent allowed his name to be included on CAIS assessment reports as an assessor and  
6 provided his assessment based on the PPG.

7 3.2 On March 11, 2009 Respondent interviewed and tested an adult woman for a  
8 “Mental Health Assessment or Evaluation to help assess Ms. \_\_\_\_ mental capacity and stability  
9 to provide safe and reliable care to her children.” The testing instruments included an intake  
10 assessment, the Mini-Mental State Examination (MMSE), the Test of Non-verbal Intelligence  
11 (TONI-3), the Millon Clinical Multiaxial Inventory III (MCMI-III), and the Psychopathic  
12 Personality Inventory- Revised (PPI-R). In his assessment report Respondent interpreted the  
13 various tests, summarized the client’s personality profile, listed clinical concerns, assigned DSM  
14 IV-TR diagnoses to the client, and made treatment recommendations.

15 4.

16 The Board has authority to impose a civil penalty of up to \$10,000 against Respondent  
17 for practicing psychology without a license, representing that he is a psychologist, or offering  
18 services included in the practice of psychology without having a license to practice psychology  
19 pursuant to ORS 675.020(1)(a) and (b), ORS 675.070(1)(g), and ORS 675.070(3)(b)(E).

20 5.

21 Respondent has the right, if Respondent requests, to have a formal contested case hearing  
22 before an Administrative Law Judge to contest the matter set out above, as provided by Oregon  
23 Revised Statutes 183.310 to 183.497. At the hearing, Respondent may be represented by an  
24 attorney and subpoena and cross-examine witnesses.

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If Respondent requests a hearing, the request must be made in writing to the Board, must be received by the Board within thirty (30) days from the mailing of this notice, and must be accompanied by a written answer to the charges contained in this notice. Before commencement of the hearing, Respondent will be given information on the procedures, right of representation and other rights of parties relating to the conduct of the hearing as required under ORS 183.413-415.

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If Respondent fails to request a hearing within 30 days, or fails to appear at the hearing as scheduled, the Board may issue a final order by default and impose the above sanctions against Respondent. Respondent's submissions to the Board to-date regarding the subject of this disciplinary case and all information in the Board's files relevant to the subject of this case automatically become part of the evidentiary record of this disciplinary action upon default for the purpose of proving a *prima facie* case. ORS 183.417(4).

16 DATED this 29<sup>th</sup> day of August, 2012.

17 BOARD OF PSYCHOLOGIST EXAMINERS  
18 State of Oregon

19 Redacted

20 Randall L. Everitt  
21 Interim Executive Director  
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